

read in open court 1/31/23 wt
IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

BOARD OF REGENTS, THE
UNIVERSITY OF TEXAS SYSTEM
and TISSUEGEN, INC.,

C.A. No. 1:18-cv-00392-GBW

VERDICT FORM (PHASE 1)

Instructions: When answering the following questions and completing this Verdict Form, please follow the directions provided and follow the Jury Instructions that you have been given. Your answer to each question must be unanimous. Some of the questions contain legal terms that are defined and explained in the Jury Instructions. Please refer to the Jury Instructions if you are unsure about the meaning or usage of any legal term that appears in the questions below.

As used herein:

1. “UTBOR” refers to Plaintiff The Board of Regents, The University of Texas System;
2. “TissueGen” refers to Plaintiff TissueGen, Inc.;
3. “Boston Scientific” refers to Defendant Boston Scientific Corporation; and
4. The “’296 Patent” refers to U.S. Patent No. 6,596,296.

QUESTION NO. 1:

Did UTBOR and TissueGen prove by a preponderance of the evidence that Boston Scientific directly infringed one or more of claims 1, 11, 17, and 26 of the '296 patent?

“Yes” is a finding in favor of the UTBOR and TissueGen.

“No” is a finding in favor of Boston Scientific.

	YES	NO
Claim 1	Yes	
Claim 11	Yes	
Claim 17	Yes	
Claim 26	Yes	

If you answer “Yes” to Question No. 1 as to any given claim, you must answer “Yes” to Question No. 2 as to that claim. If you answer “no” to Question No. 1 as to any given claim, you should skip Question No. 2 as to only that claim. You must still answer Question No. 3 as to each claim.

QUESTION NO.2:

Did Plaintiffs UTBOR and TissueGen prove by a preponderance of the evidence that Boston Scientific Limited [a Boston Scientific subsidiary] directly infringed one or more of claims 1, 11, 17, and 26 of the '296 patent?

“Yes” is a finding in favor of the UTBOR and TissueGen.

“No” is a finding in favor of Boston Scientific.

	YES	NO
Claim 1	Yes	
Claim 11	Yes	
Claim 17	Yes	
Claim 26	Yes	

QUESTION NO. 3:

Did Boston Scientific prove by clear and convincing evidence any of the following claims of the '296 Patent are invalid?

“Yes” is a finding in favor of Boston Scientific.

“No” is a finding in favor of UTBOR and TissueGen.

	YES	NO
Claim 1		NO
Claim 11		NO
Claim 17		NO
Claim 26		NO

You have now reached the end of the verdict form and you should review it to ensure that it entirely reflects your unanimous determinations. The Foreperson should then sign the verdict form in the space below and notify the Court Security Officer that you have reached a verdict. The Foreperson should retain possession of the verdict form and bring it to the courtroom with the jury.

Signed:

REDACTED

Dated:

31 JAN 2023